

**MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CITY OF
TULSA, OKLAHOMA,**

scheduled for Wednesday, October 25, 2023, at 5:00 P.M in the City Council Chamber, One Technology Center, 175 E. 2nd St., Second Floor, Tulsa, OK, to transact all business as set out in Notice and Agenda posted in the Office of City Clerk, Room 260, One Technology Center, 175 E. 2nd St., Second Floor, Tulsa, OK on Friday, October 20, 2023, at 4:07 P.M.

An addendum was posted on Tuesday, October 24, 2023, at 3:15 P.M.

CALL TO ORDER

Chair Patrick called the meeting to order at 5:21 P.M.

ROLL CALL:

Hall-Harper	Present	Bengel	Present
Cue	Present	Decter Wright	Present
Patrick	Present	Lakin	Present
Bellis	Present	Fowler	Present
Miller	Present		
	Present:	9	
	Absent:	0	

STAFF PRESENT

Jack Blair, City Attorney
Lori Doring, Secretary to the Council
Marissa Gomez, Council Staff

1. RECEIPT & FILING OF MINUTES

- a. Minutes of Regular Meeting held at 4:00 PM on September 20, 2023. [CC 10/25/23] 23-903-1
- b. Minutes of Regular Meeting held at 5:00 PM on September 20, 2023. [CC 10/25/23] 23-903-2

Councilor Lakin moved to approve 1.a – 1.b. Councilor Decter Wright seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Bengel	Yea
Cue	Yea	Decter Wright	Yea
Patrick	Yea	Lakin	Yea
Bellis	Yea	Fowler	Yea
Miller	Yea		
Yeas: 9	Nays: 0	Absent: 0	Abstentions: 0

Motion carried.

2. APPOINTMENTS & REAPPOINTMENTS

- a. Greg Stone – Appointment to the Route 66 Commission replacing Susan Neal; term expires January 2, 2026. (CD-4) [PW 10/11/23; CC 10/25/23] 23-832-1
- b. Scott Asbjornson – Appointment to the Sales Tax Overview Committee replacing Paul McTighe, Jr.; term expires December 31, 2026. (CD-2) [PW 10/11/23; CC 10/25/23] 23-833-1

- c. Richard Sevenoaks – Appointment to the Regional Metropolitan Utility Authority replacing Jeffery Dunn; term expires August 1, 2024. (CD-9) [PW 10/11/23; CC 10/25/23] 23-834-1
- d. Ashley Philippsen – Reappointment to the Tulsa Development Authority; term expires July 31, 2026. (Attended 8/10 meetings.) (CD-1) [PW 10/11/23; CC 10/25/23] 23-835-1
- e. Bart Boatright – Reappointment to the Board of Appeals; term expires June 30, 2026. (Attended 3/3 meetings.) (CD-2) [PW 9/20/23; PW 9/27/23; UED 10/11/23; CC 10/25/23] 23-789-3

Public Comments:
John Huffines – 2.a – 2.e.
Nancy Moran – 2.c.
James Alexander, Jr. – 2.d.

Councilor Lakin moved to approve 2.a – 2.e. Councilor Decter Wright seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Bengel	Yea
Cue	Yea	Decter Wright	Yea
Patrick	Yea	Lakin	Yea
Bellis	Yea	Fowler	Yea
Miller	Yea		
Yeas: 9	Nays: 0	Absent: 0	Abstentions: 0

Motion carried.

3. PUBLIC HEARINGS

- a. Public Hearing to receive written and oral comments from citizens regarding the proposed Ordinance closing a Public Way requested by Natalie Marra with Eller & Detrich, P.C., closing a portion of E. 5th Pl. S., situated between S. Owasso Ave. and S. Peoria Ave., located at 530 S. Peoria Ave., to accommodate the expansion of the new Indian Healthcare Resource Center. (CD-1) (Public Hearing: 10/25/23) [PW 10/25/23; CC 10/25/23; CC 11/1/23] 23-670-6

Councilor Lakin moved to enter Public Hearing on 3.a. Councilor Decter Wright seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Bengel	Yea
Cue	Yea	Decter Wright	Yea
Patrick	Yea	Lakin	Yea
Bellis	Yea	Fowler	Yea
Miller	Yea		
Yeas: 9	Nays: 0	Absent: 0	Abstentions: 0

Motion carried.

Council entered Public Hearing on 3.a at 5:32 P.M.

There were no speakers.

Without objection, Council exited Public Hearing on 3.a at 5:32 P.M.

4. **MAYOR'S ITEMS**

- a. Mayor's report on community events, briefing on City activities, City efforts, and new business.

There was no report.

- b. Consideration and possible approval, adoption, denial, amendment or revision of a Resolution requesting Quality Event designation for the Tulsa Shootout 2023 to be held December 27-31, 2023, identifying the City of Tulsa as the event's host community. **(Emergency Clause)** [PW 9/27/23; PW 10/11/23; CC 10/25/23] 23-803-2
- c. Consideration and possible approval, adoption, denial, amendment or revision of a Resolution requesting Quality Event designation for the Chili Bowl Nationals to be held January 8-13, 2024, identifying the City of Tulsa as the event's host community. **(Emergency Clause)** [PW 10/11/23; CC 10/25/23] 23-836-2
- d. Consideration and possible approval, adoption, denial, amendment or revision of a Waterline Easement Donation by Crossover Community Impact, Inc. of property located at 904 E. 36th St. N., Parcel 460, Unplatted, for the Crossover Community Center Project. (CD-1) [CC 10/25/23] 23-874-1
- e. Consideration and possible approval, adoption, denial, amendment or revision of a Detention Easement Donation by John 3:16 Mission, Inc. of property located at 575 N. 39th W. Ave., Parcel 497, Unplatted in Osage County, for the John 3:16 Administration and Distribution Addition Project. (CD-1) [CC 10/25/23] 23-875-1
- f. Consideration and possible approval, adoption, denial, amendment or revision of a Waterline Easement Donation by John 3:16 Mission, Inc. of property located at 575 N. 39th W. Ave., Parcel 498, Unplatted in Osage County, for the John 3:16 Administration and Distribution Addition Project. (CD-1) [CC 10/25/23] 23-876-1
- g. Consideration and possible approval, adoption, denial, amendment or revision of a Sidewalk Easement Donation by John 3:16 Mission, Inc. of property located at 575 N. 39th W. Ave., Parcel 499, Unplatted in Osage County, for the John 3:16 Administration and Distribution Addition Project. (CD-1) [CC 10/25/23] 23-877-1
- h. Consideration and possible approval, adoption, denial, amendment or revision of a Deaccession of Ancestral remains and associated funerary objects to the Delaware Nation, Delaware Tribe of Indians, and the Stockbridge-Munsee Community from the Gilcrease Museum in accordance with the Native American Graves and Repatriation Act (NAGPRA) and federal regulations. [CC 10/25/23] 23-897-1
- i. Consideration and possible approval, adoption, denial, amendment or revision of a Deaccession of Ancestral remains and associated funerary objects to the Muscogee (Creek) Nation from the Gilcrease Museum in accordance with the Native American Graves and Repatriation Act (NAGPRA) and federal regulations. [CC 10/25/23] 23-898-1
- j. Consideration and possible approval, adoption, denial, amendment or revision of a travel donation from Special Olympics of Oklahoma in the amount of one thousand, two hundred dollars (\$1,200.00) for Tulsa Police Officer Jason Busby to travel to Chicago, IL on October 27-31, 2023, to attend the Law Enforcement Torch Run International Training Conference. [CC 10/25/23] 23-879-1
- k. Consideration and possible approval, adoption, denial, amendment or revision of a travel donation from Aspen Institute in the amount of one thousand dollars

(\$1,000.00) for Krystal Reyes to travel to Washington, D.C. on October 18-19, 2023, to speak at the Bloomberg CityLab Conference. [CC 10/25/23] 23-872-1

- l. Consideration and possible approval, adoption, denial, amendment or revision of a travel donation from Bloomberg Center for Cities at Harvard University in the amount of two thousand, nine dollars (\$2,009.00) for Mayor Bynum to travel to Cambridge, MA on October 10, 2023, to speak at the Bloomberg Center for Cities at Harvard University. [CC 10/25/23] 23-873-1
- m. Consideration and possible approval, adoption, denial, amendment or revision of a travel donation from Bloomberg Philanthropies in the amount of four thousand, four hundred eighty-three dollars (\$4,483.00) for Mayor Bynum to travel to Washington D.C., on October 17-20, 2023, to speak at CityLab: Bloomberg Philanthropies. [CC 10/25/23] 23-902-1
- n. Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: Blocktober Fall Festival scheduled for October 28, 2023, starting at 100 N. Greenwood Ave. (CD-1) [CC 10/25/23] 23-882-1
- o. Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: FMC Tulsa Trunk-or-Treat 2023 scheduled for October 28, 2023, at 1200 S. Boulder Ave. (CD-4) [CC 10/25/23] 23-883-1
- p. Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: Crowell Heights Block Party scheduled for October 28, 2023, at 1301 S. Canton Ave. (CD-5) [CC 10/25/23] 23-884-1
- q. Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: Friendship Church Friendship Fest scheduled for October 29, 2023, at 1709 N. Madison Ave. (CD-1) [CC 10/25/23] 23-885-1
- r. Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: 16th Annual Arvest Winterfest scheduled for November 20, 2023, – January 2, 2024, at 200 S. Denver Ave. (CD-1,4) [CC 10/25/23] 23-904-1

Public Comments:
James Alexander, Jr. – 4.k, 4.l, 4.m.
John Huffines – 4.o, 4.p, 4.q, 4.r.

Councilor Lakin moved to approve 4.b – 4.r with the emergency clause on 4.b – 4.c. Councilor Decter Wright seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Bengel	Yea
Cue	Yea	Decter Wright	Yea
Patrick	Yea	Lakin	Yea
Bellis	Yea	Fowler	Yea
Miller	Yea		

Yeas: 9 Nays: 0 Absent: 0 Abstentions: 0

Motion carried.

5. AUTHORITIES, BOARDS & COMMISSIONS

- a. Consideration and possible approval, adoption, denial, amendment, or revision of a Final Plat for Cross Timbers Extended at Northwest Passage Addition, consisting of Ten (10) Lots, One (1) Block, on 1.75 ± acres located at the SE/c of W. 30th St. N. and N. Gilcrease Museum Road. (TMAPC staff administratively

APPROVED the final plat on behalf of TMAPC.) (CD-1) [CC 10/25/23] 23-866-1

- b. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Application Z-7732 from IL to CBD for property located at the SE/c of W. Cameron St. and N. Boulder Ave. requested by Nathan Cross. (Property owner: AMTRA Enterprises, LLC) (CD-1) (TMAPC voted 8-0-0 to recommend **APPROVAL** of CBD zoning.) [UED 10/11/23; CC 10/25/23; CC 11/1/23] 23-848-2
- c. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Application Z-7739 from AG, MX1-U-U, MX2-U-U, MX2-V-65, MX3-V-45 and RM-1 to MX1-UU, MX2-U-U, MX2-V-65, MX3-F-65 and RM-1 for property located northeast and southeast of E. 36th St. N. and N. Peoria Ave. requested by City Council c/o Tulsa Housing Authority. (Property owner: Housing Authority of the City of Tulsa) (CD-1) (TMAPC voted 8-0-0 to recommend **APPROVAL** of MX1-U-U, MX2-U-U, MX2-V-65, MX3-F-65 and RM-1 zoning.) [UED 10/11/23; CC 10/25/23; CC 11/1/23] 23-847-2
- d. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Application Z-7737 from RS-3 to OL for property located north of the NE/c of S. Sheridan Rd. and E. 78th St. S. requested by Deborah K. Palinskee. (Property owner: Henry Penix/HP Global Asset Management) (CD-8) (TMAPC voted 8-0-0 to recommend **APPROVAL** of OL zoning.) [UED 10/11/23; CC 10/25/23; CC 11/1/23] 23-849-2
- e. Consideration and possible approval, adoption, denial, amendment or revision of Resolution No. 2898:1055 of the Tulsa Metropolitan Area Planning Commission, pursuant to Title 19, Oklahoma Statutes, Section 863.7; amending the Tulsa Comprehensive Plan by adopting an amendment (CPA-108) changing the land use designation from "Neighborhood" to "Multiple Use" on approximately 5.15 acres located north of the NE/c of S. Sheridan Rd. and E. 78th St. S. requested by Deborah K. Palinskee. (Property owner: Henry Penix/HP Global Asset Management) (CD-8) (TMAPC voted 8-0-0 to adopt the "Multiple Use" land use designation and recommend City Council **APPROVE** Resolution No. 2898:1055.) (*NOTE: In accordance with Title 19 Oklahoma Statutes, Section 863.7, the City Council must act on this item within 45 days of receipt. If no action is taken, the amendment will be officially approved.*) [UED 10/11/23; CC 10/25/23] 23-850-2
- f. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Application Z-7734 from AG to CG with an Optional Development Plan for property located east of the SE/c of E. 11th St. and S. 161st E. Ave. requested by Rey Bustos. (Property owner: Quality First Cabinetry, LLC) (CD-6) (TMAPC voted 8-0-0 to recommend **APPROVAL** of CG zoning with an Optional Development Plan.) [UED 10/11/23; CC 10/25/23; CC 11/1/23] 23-851-2
- g. Consideration and possible approval, adoption, denial, amendment or revision of Resolution No. 2898:1052 of the Tulsa Metropolitan Area Planning Commission, pursuant to Title 19, Oklahoma Statutes, Section 863.7; amending the Tulsa Comprehensive Plan by adopting an amendment (CPA-106) changing the land use designation from "Neighborhood" to "Multiple Use" on approximately 2.5 acres located east of the SE/c of E. 11th St. and S. 161st E. Ave. requested by Rey Bustos. (Property owner: Quality First Cabinetry, LLC) (CD-6) (TMAPC voted 8-0-0 to adopt the "Multiple Use" land use designation and recommend City Council **APPROVE** Resolution No. 2898:1052.) (*NOTE: In accordance with Title 19 Oklahoma Statutes, Section 863.7, the City Council must act on this item within 45 days of receipt. If no action is taken, the amendment will be officially approved.*) [UED 10/11/23; CC 10/25/23] 23-852-2

-
- h. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Application Z-7729 from RM-2/NIO to CS/NIO for property located at the NW/c of S. Utica Ave. and E. 13th Pl. S. requested by Lou Reynolds. (Property owner: Mandalay Bay Investments, LLC.) (CD-4) (TMAPC voted 9-0-0 to recommend **APPROVAL** of CS/NIO zoning.) [UED 9/13/23; CC 9/20/23; UED 10/11/23; CC 10/11/23; CC 10/25/23] 23-738-7
- i. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Application PUD-772-A, major amendment to establish two (2) development areas for property located at the NW/c of S. Utica Ave. and E. 13th Pl. S. requested by Lou Reynolds. (Property owner: Mandalay Bay Investments, LLC) (CD-4) (TMAPC voted 9-0-0 to recommend **APPROVAL** of PUD-772-A.) [UED 9/13/23; CC 9/20/23; UED 10/11/23; CC 10/11/23; CC 10/25/23] 23-739-7

Public Comments:
James Alexander, Jr. – 5.c.
Stephen Mamula – 5.h, 5.i.

There was Council discussion.

Councilor Lakin moved to approve 5.a – 5.h. Councilor Decter Wright seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Bengel	Yea
Cue	Yea	Decter Wright	Yea
Patrick	Yea	Lakin	Yea
Bellis	Yea	Fowler	Yea
Miller	Yea		

Yeas: 9 Nays: 0 Absent: 0 Abstentions: 0

Motion carried.

5.i was voted on separately.

Nathan Foster from the Tulsa Planning Office addressed the Council.

Councilor Bellis moved to approve 5.i with the following addition to the development standards for PUD-772-A: No building permit shall be issued until the area included in the planned unit development has been included within a subdivision plat submitted to and approved by the Tulsa Metropolitan Area Planning Commission and filed of record. The required subdivision plat shall include covenants of record implementing the development standards of the approved planned unit development. Councilor Decter Wright seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Bengel	Yea
Cue	Yea	Decter Wright	Yea
Patrick	Yea	Lakin	Yea
Bellis	Yea	Fowler	Yea
Miller	Yea		

Yeas: 9 Nays: 0 Absent: 0 Abstentions: 0

Motion carried.

6. ORDINANCES - FIRST READING

- a. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance closing a Public Way requested by Natalie Marra with Eller & Detrich, P.C., closing a portion of E. 5th Pl. S., situated between S. Owasso Ave. and S. Peoria Ave., located at 530 S. Peoria Ave., to accommodate the expansion of the new Indian Healthcare Resource Center. (CD-1) (Public Hearing: 10/25/23) [PW 10/25/23; CC 10/25/23; CC 11/1/23] 23-670-5
- b. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2023-2024 budget to transfer unencumbered and unexpended appropriation balances of five million dollars (\$5,000,000.00) between projects within the 2014 Sales Tax Fund. (Citywide Match - Comanche Park) [UED 10/25/23; CC 10/25/23; CC 11/1/23] 23-886-2
- c. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2023-2024 budget to make supplemental appropriations of seventy-two thousand, nineteen dollars (\$72,019.00), with forty-three thousand, two hundred eleven dollars (\$43,211.00) from grant revenues to be received from the Oklahoma Historical Society and a grant match of twenty-eight thousand, eight hundred eight dollars (\$28,808.00) transfer to be received from the General Fund within the Historic Preservation Grant Subfund, and to transfer unencumbered and unexpended appropriation balances of twenty-eight thousand, eight hundred eight dollars (\$28,808.00) between departments and account groups within the General Fund. (Historic Preservation Grant) [UED 10/25/23; CC 10/25/23; CC 11/1/23] 23-887-2
- d. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2023-2024 budget to make supplemental appropriations of ten million, five hundred thousand dollars (\$10,500,000.00) recognized from unappropriated operating reserve within the General Fund. (Spring Storm General Fund Appropriations) [UED 10/25/23; CC 10/25/23; CC 11/1/23] 23-888-2
- e. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2023-2024 budget to make supplemental appropriations of five hundred thousand dollars (\$500,000.00) recognized from unappropriated fund balance within the Tulsa Authority for the Recovery of Energy (TARE) Refuse Operating Fund. (Recycling Contract) [UED 10/25/23; CC 10/25/23; CC 11/1/23] 23-889-2
- f. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2023-2024 budget to make supplemental appropriations of one million, three hundred ninety-six thousand, two hundred one dollars (\$1,396,201.00) from grant revenues received from the United States Treasury American Rescue Plan Act SubFund. (Food On The Move \$200,000.00; Meals on Wheels \$500,000.00; NewView Oklahoma \$160,000.00; Resonance Center for Women \$55,000.00; Terence Crutcher Foundation \$481,201.00) [UED 10/25/23; CC 10/25/23; CC 11/1/23] 23-890-2
- g. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2023-2024 budget to make supplemental appropriations of forty thousand dollars (\$40,000.00) from grant revenues received from the United States Treasury American Rescue Plan Act SubFund. (Tulsa Global District \$40,000.00) [UED 10/25/23; CC 10/25/23; CC 11/1/23] 23-891-2
- h. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2023-2024 budget to make supplemental appropriations of one hundred thirty-two thousand dollars (\$132,000.00) from grant revenues received from the United States Treasury American Rescue Plan

-
- Act SubFund. (Youth Services of Tulsa \$82,000.00; Amplify \$50,000.00) [UED 10/25/23; CC 10/25/23; CC 11/1/23] 23-892-2
- i. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2023-2024 budget to make supplemental appropriations of fifty thousand dollars (\$50,000.00) from grant revenues received from the United States Treasury American Rescue Plan Act SubFund. (Tulsa Performing Arts Center Trust \$50,000) [UED 10/25/23; CC 10/25/23; CC 11/1/23] 23-893-2
- j. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2023-2024 budget to make supplemental appropriations of one hundred seventy-five thousand dollars (\$175,000.00) from grant revenues received from the United States Treasury American Rescue Plan Act SubFund. (Tulsa Area United Way \$175,000) [UED 10/25/23; CC 10/25/23; CC 11/1/23] 23-894-2
- k. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2023-2024 budget to make supplemental appropriations of five million, one hundred thirty-nine thousand, four hundred sixty dollars (\$5,139,460.00) from grant revenues received from the United States Treasury American Rescue Plan Act SubFund. (Child Abuse Network \$80,000.00; Drexel Academy Elementary School \$100,000.00; Education-Recreation \$36,000.00; Girl Scouts of Eastern Oklahoma \$60,000.00; Global Gardens \$50,000.00; Junior Achievement of OK \$50,000.00; The Common Good \$149,860.00; Tulsa Air and Space Museum \$50,000.00; Center for Employment Opportunities \$75,000.00; LT Operating Foundation \$125,000.00; Iron Gate \$175,000.00; Tulsa Metropolitan Ministries \$220,000.00; Center for Housing Solutions \$600,000.00; Legal Aid Services of Oklahoma \$300,000.00; Tulsa Economic Development Corporation \$900,000.00; Urban Strategies \$50,000.00; Vintage Housing \$100,000.00; Community Health Connection \$50,000.00; Counseling and Recovery Services \$1,000,000.00; Family and Children's Services \$200,000.00; Family Hope House \$40,000.00; Health Outreach Prevention Education \$75,000.00; Center for Individuals with Physical Challenges \$90,000.00; Parent Child Center of Tulsa \$180,000.00; T-Town TNR \$33,600.00; Tulsa Cares \$200,000.00; Tulsa Day Center \$150,000.00) [UED 10/25/23; CC 10/25/23; CC 11/1/23] 23-895-2
- l. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance closing a portion of a Utility Easement, requested by Jaime Skipper, Wallace Design Collective, for property located at 7928 S. 90th E. Ave., Lot Seven (7), Block Eight (8), The Villages of Highland Park Addition. The easement closure request is to accommodate a portion of a home built into the easement. (CD-7) [PW 10/25/23; CC 10/25/23; CC 11/1/23] 23-899-2
- m. **PULLED:** Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance closing a portion of a Storm Sewer Easement, requested by Jaime Skipper, Wallace Design Collective, for property located at 7928 S. 90th E. Ave., Lots Four (4) and Five (5), Block Two (2), Horace Heights Addition. The easement closure request is to accommodate the building of a home. (CD-9) [PW 10/25/23; CC 10/25/23; CC 11/1/23] 23-900-2
- n. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending Tulsa Revised Ordinances (TRO), Title 35, "Infrastructure Development," Section 602, "Required Sidewalks And Fee-In-Lieu Option"; striking from Subsection "A," "Definitions," the definition "Engineering Services Director" as no longer applicable; adding to Subsection "A," "Definitions," the definition of "Deputy Director," that is: the Deputy Director of the Public Works Department; substituting the term "Public Works" everywhere the inapplicable terms "Engineering Services" or "Streets And Stormwater" appear in the ordinance; adding the word "Deputy" before the word "Director" everywhere it appears in Sub-Section "E," "Other Locations Eligible

for the Fee-In- Lieu Option” with one exception in the last paragraph of Sub-Section “E”; adding the word “Deputy” before the word “Director” in the first and sixth sentences in Sub-Section “F,” “Appeal of Denial of Application for Approval of Sidewalk Fees-In-Lieu”; requiring a majority vote of the quorum of the City Council as necessary for reversal in Sub-Section “H,” “City Council Action”; adjusting fees in Sub-Section “J,” “Determination Of Sidewalk Fees”. **(Emergency Clause)** [PW 10/25/23; CC 10/25/23; CC 11/1/23] 23-901-2

Without objection, items 6.a – 6.n, except 6.m, were forwarded to the next Council meeting.

Councilor Miller left the meeting at 5:52 P.M. and returned at 5:56 P.M.

7. ORDINANCES - SECOND READING

7.n and 7.o were read and voted on separately.

- a. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending Tulsa Revised Ordinances, Title 2, “Animals,” Chapter 5, “Dead Animals,” Section 500, “Dead Animals—Unlawful Disposal”; changing the name of Section 500 to “Dead Animals—Unlawful Disposal; Burial in AG-Zoned Land”; allowing the carcasses of large agricultural animals to be buried on land which is zoned “AG” and at least eighty (80) acres in size if in compliance with carcass disposal guidelines published by the Oklahoma Department of Agriculture, Food And Forestry; providing citation to said department’s website; amending Sections 501, 502, and 503 to replace “Streets And Stormwater” with “Public Works” wherever those words appear in those sections. **(Emergency Clause)** [PW 10/11/23; CC 10/11/23; CC 10/25/23] 23-844-2
- b. Consideration and possible approval, adoption, denial, amendment or revision of a Ordinance amending Tulsa Revised Ordinances, Title 24, “Nuisances,” Chapter 1, “Nuisances Classified,” Section 101, “Nuisances Affecting Health,” Subsection B., “Health Nuisances,” Paragraph 3, declaring that animal carcasses which have not been disposed of in accord with Title 2, “Animals,” Chapter 5, “Dead Animals” shall be considered a nuisance. **(Emergency Clause)** [PW 10/11/23; CC 10/11/23; CC 10/25/23] 23-845-2
- c. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2023-2024 budget to make supplemental appropriations of twenty-six thousand dollars (\$26,000.00) from revenues received within the Special Revenue Non-Federal Grants SubFund. (TAUW Community Response Team 2023) [UED 10/11/23; CC 10/11/23; CC 10/25/23] 23-830-2
- d. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2023-2024 budget to transfer unencumbered and unexpended appropriation balances of nine hundred forty-six thousand, three hundred sixty-eight dollars and eighty-four cents (\$946,368.84) between projects within the Tulsa Public Facilities Authority (TPFA) 2020 Stormwater Bonds SubFund. (Citywide Stormsewer Improvements) [UED 10/11/23; CC 10/11/23; CC 10/25/23] 23-831-2
- e. **AMENDED LANGUAGE:** Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2022-2023 budget to make supplemental appropriations of two hundred forty-three thousand, three hundred fifty dollars (\$243,350.00) recognized from unappropriated fund balance within the Golf Course Fund. (Golf Course Expense FY2023) [UED 10/11/23; CC 10/11/23; CC 10/25/23]
- f. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2023-2024 budget to make supplemental

-
- appropriations of one hundred fifty thousand, five hundred dollars (\$150,500.00) from revenues received within the Special Revenue Non-Federal Grants SubFund. (Tulsa Police Department DA Drug Fund) [UED 10/11/23; CC 10/11/23; CC 10/25/23] 23-841-2
- g. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2023-2024 budget to make supplemental appropriations of two hundred ninety-two thousand, six hundred thirty-six dollars (\$292,636.00) from grant revenues to be received from the Department of Justice to be received within the DNA Backlog Reduction SubFund. (2023 Forensic DNA Backlog Reduction Grant Award) [UED 10/11/23; CC 10/11/23; CC 10/25/23] 23-843-2
- h. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2023-2024 budget to make supplemental appropriations of one hundred thirty-three thousand, nine hundred seventy-four dollars (\$133,974.00) from grant revenues to be received from the District Attorney's Council within Victims of Crime Act SubFund. (2023 Victims of Crime Act Grant Award Appropriations) [UED 10/11/23; CC 10/11/23; CC 10/25/23] 23-842-2
- i. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Ordinance Z-7731 from IL and RS-4 to CG with an Optional Development Plan for property located south of the SW/c of E. 5th St. S. and S. Victor Ave. requested by Nathan Cross. (Property owner: 540 S. Victor Ave., LLC, c/o 2 W. 2nd St.) (CD-1) (TMAPC voted 9-0-0 to recommend **APPROVAL** of CG zoning with an Optional Development Plan.) [UED 9/13/23; CC 9/20/23; UED 10/11/23; CC 10/11/23; CC 10/25/23] 23-736-6
- j. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Ordinance Z-7736 from RM-2 to CS for property located at the NW/c of S. Quaker Ave. and E. 13th Pl. S. requested by Mark Capron. (Property owner: Peoria Pawn, LLC, c/o Eric Richards.) (CD-4) (TMAPC voted 9-0-0 to recommend **APPROVAL** of CS zoning.) [UED 9/27/23; CC 10/11/23; 10/25/23] 23-811-3
- k. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Ordinance Z-7738 from AG, OL, OM, and CS to CS for property located at the SE/c of S. Memorial Dr. and E. 68th St. S. requested by Club Carwash Operating, LLC. (Property owner: RH, Inc. and Nichola V. Duncan Revocable Trust.) (CD-7) (TMAPC voted 9-0-0 to recommend **APPROVAL** of CS zoning.) [UED 9/27/23; CC 10/11/23; CC 10/25/23] 23-809-3
- l. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Ordinance Z-7729 from RM-2/NIO to CS/NIO for property located at the NW/c of S. Utica Ave. and E. 13th Pl. S. requested by Lou Reynolds. (Property owner: Mandalay Bay Investments, LLC.) (CD-4) (TMAPC voted 9-0-0 to recommend **APPROVAL** of CS/NIO zoning.) [UED 9/13/23; CC 9/20/23; UED 10/11/23; CC 10/11/23; CC 10/25/23] 23-738-6
- m. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Ordinance PUD-772-A, major amendment to establish two (2) development areas for property located at the NW/c of S. Utica Ave. and E. 13th Pl. S. requested by Lou Reynolds. (Property owner: Mandalay Bay Investments, LLC) (CD-4) (TMAPC voted 9-0-0 to recommend **APPROVAL** of PUD-772-A.) [UED 9/13/23; CC 9/20/23; UED 10/11/23; CC 10/11/23; CC 10/25/23] 23-739-6

Public Comments:

Steven Lassman. – 7.l.

Kimberly Norman – 7.l, 7.m.

Toni Moore – 7.l, 7.m.

Burlinda Radney – 7.l.

Barbara Craig – 7.l.

Councilor Cue left the meeting at 6:10 P.M.

Councilor Lakin moved to approve 7.a – 7.m with the emergency clause on 7.a – 7.b. Councilor Decter Wright seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Bengel	Yea
Cue	Absent	Decter Wright	Yea
Patrick	Yea	Lakin	Yea
Bellis	Yea	Fowler	Yea
Miller	Yea		

Yeas: 8 Nays: 0 Absent: 1 Abstentions: 0

Motion carried.

Councilor Lakin recused at 6:20 P.M.

- n. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Ordinance Z-7735 from CH, OL, and RS-3 to MX2-V-65 with an Optional Development Plan for property located at the NE/c of E. 33rd St. S. and S. Peoria Ave. requested by Stuart VanDeWiele. (Property owner: BOKF Foundation) (CD-9) (TMAPC voted 8-0-0 to recommend **APPROVAL** of MX2-V-65 zoning with an Optional development Plan.) [UED 9/27/23; CC 10/11/23; CC 10/25/23] 23-815-3
- o. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Ordinance PUD-488-A abandoning PUD-488 for property located at the NE/c of E. 33rd St. S. and S. Peoria Ave. requested by Stuart VanDeWiele. (Property owner: BOKF Foundation) (CD-9) (TMAPC voted 8-0-0 to recommend **APPROVAL** of PUD-488-A.) [UED 9/27/23; CC 10/11/23; CC 10/25/23] 23-814-3

Councilor Decter Wright moved to approve 7.n – 7.o. Councilor Bengel seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Bengel	Yea
Cue	Absent	Decter Wright	Yea
Patrick	Yea	Lakin	Absent
Bellis	Yea	Fowler	Yea
Miller	Yea		

Yeas: 7 Nays: 0 Absent: 2 Abstentions: 0

Motion carried.

Councilor Lakin returned at 6:21 P.M.

8. COUNCIL ITEMS

- a. Councilors’ announcements and reports on current community events, activities, efforts, and concerns. Other than announcements and reports, no discussion will ensue.

Councilor Bellis reminded everyone to be safe on Halloween while driving and acknowledged the loss of two students from Will Rogers High School.

- b. Consideration and possible approval, adoption, denial, amendment or revision of a Resolution approving the Metropolitan Tulsa Transit Authority's (MTTA) Free Fare Program for Veterans, effective November 3, 2023. **(Emergency Clause)** (Cue) [UED 10/25/23; CC 10/25/23] 23-871-2

Councilor Lakin moved to approve 8.b with the emergency clause. Councilor Decter Wright seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Bengel	Yea
Cue	Absent	Decter Wright	Yea
Patrick	Yea	Lakin	Yea
Bellis	Yea	Fowler	Yea
Miller	Yea		
Yeas: 8	Nays: 0	Absent: 1	Abstentions: 0

Motion carried.

Councilor Lakin left the meeting at 6:24 P.M.

9. NEW BUSINESS

- a. No items this week.

10. HEARING OF APPEALS

- a. Hearing and possible action upholding or denying an appeal to the City Council requested by Stephanie Golightly, contesting the decision of the Nuisance Abatement Hearing Officer in Code Enforcement Case No. 075483-2023, finding that the property located at 562 N. 38th W. Ave., Tulsa, Oklahoma is a public nuisance and ordering its abatement. The City Council may reverse or affirm, wholly or partly, or may modify the order, requirement, decision, or determination appealed from and may make such order, requirement, decision, or determination as ought to be made. (CD-4) [CC 9/27/23; CC 10/25/23] 23-817-2

Joseph Feathers and Brant Pitchford from Code Enforcement addressed the Council.

The appellant, Stephanie Golightly, addressed the Council.

There was Council discussion.

Councilor Decter Wright moved to deny the appeal and uphold the decision of the Nuisance Abatement Hearing Officer in Code Enforcement Case No. 075483-2023. Councilor Bengel seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Bengel	Yea
Cue	Absent	Decter Wright	Yea
Patrick	Yea	Lakin	Absent
Bellis	Yea	Fowler	Yea
Miller	Nay		
Yeas: 6	Nays: 1	Absent: 2	Abstentions: 0

Motion carried and the appeal was denied.

11. HEARING OF PUBLIC COMMENTS

- a. No items this week.

12. ADJOURNMENT

- a. Adjournment.

Chair Patrick adjourned the meeting at 6:50 P.M.

Crista Patrick, Chair of the Council

Lori Doring, Secretary to the Council